



**RULES/AGENCY RULES COMMITTEE**

Meeting Report  
November 17, 2004

**PRESENT:** Vice-Chair Cortese and Member Yeager. Member Campos attended as an alternative member.

**ABSENT:** Chair Dando (excused), Member Williams and Chavez.

**STAFF:** City Attorney Richard Doyle, City Clerk Lee Price, Assistant City Manager Mark Linder, Assistant to the City Manager Deanna Santana, Council Agenda Manager for the Mayor's Office Jennifer Carlino and Redevelopment Agency Liaison Gary Miskimon

Vice-Chair Cortese called the meeting to order at 2:05 p.m.

**A. Redevelopment Agency**

- 1. Review of the November 30, 2004 Draft Agenda**  
The Committee recommended approval of the November 30, 2004 Redevelopment Agency agenda.
- 2. Add New Items to November 23, 2004 Agenda**  
The Redevelopment Agency Meeting scheduled for November 23, 2004, was cancelled.
- 3. Staff Reports Outstanding**  
No reports. The Redevelopment Agency Meeting scheduled for November 23, 2004, was cancelled.

**B. City Council**

- 1. Review of the November 30 Draft Agenda**  
The Committee recommended approval of the November 30, 2004 City Council agenda, with the following additions:

- a. Presentation of a commendation to Joseph Hoffman for his help in identifying a former Alcade of San José and for preserving San José heritage. (Reed)
- b. Presentation of a commendation to John Cortese, in recognition of his generous contributions to the Friends of Guadalupe River Park & Gardens Annual "Pumpkins in the Park" event and his deep involvement in the community on behalf of the people of San José (Yeager)
- c. Approval of Council Member Yeager's travel request. (Yeager)
- d. Council appointments of retired members to the Retirement Boards (City Clerk)

**2. Add New Items to November 23, 2004 Agenda**

The City Council Meeting scheduled for November 23, 2004, was cancelled.

**3. Staff Reports Outstanding**

No reports. The City Council Meeting scheduled for November 23, 2004, was cancelled.

**C. Legislative Update**

**1. State**

There was no report.

**2. Federal**

There was no report.

**D. Meeting Schedules**

There were none.

**E. Public Record**

Documents Filed: Memorandum from the City Clerk dated November 11, 2004, transmitting items filed for the Public Record for the period November 3 - 9, 2004.

Discussion/Action: The Committee noted and filed the Public Record.

**F. Appointments to Boards, Commissions and Committees**

Documents Filed: Eleven memoranda from City Clerk Lee Price dated November 5, 2004 forwarding results of interviews conducted by the Project Diversity Screening Committee to fill board and commission vacancies; one supplemental memorandum from City Clerk Lee Price dated November 15, 2004 forwarding results of interviews conducted by the Project Diversity Screening Committee to fill board and commission vacancies; twelve memoranda from the City Attorney's Office dated October and November 2004 reviewing commission applicants for conflict of interest; memorandum from Council Member Nora Campos dated November 15, 2004 recommending appointments to the Advisory Commission on Rents; three memoranda from Council Member Ken Yeager dated November 15, 2004 recommending appointments to the Community Development Block Grant Steering Committee, the Library Commission and the Parks and Recreation Commission; two memoranda from Council Member Judy Chirco dated November 15, 2004 recommending appointments to the Early Care and Education Commission and the Human Rights Commission; memorandum from Council Member Terry Gregory dated November 16, 2004 recommending an appointment to the Mobile Home Advisory Commission; memorandum from Council Member Terry Gregory dated November 16, 2004 recommending a one week deferral on an appointment to the Mobile Home Advisory Commission; memorandum from Council Member Linda LeZotte dated November 12, 2004 recommending appointments to the Senior Citizens Commission; and a memorandum from Council Member Chuck Reed dated November 12, 2004 recommending appointments to the Small Business Development Commission.

Discussion/Action: The Committee directed the City Clerk to conduct a blind drawing for those commissions with more than one vacancy and varying term ending dates, with the results of the draw noted in the Rules Committee report. The Committee recommended the following appointments:

**1. Advisory Commission on Rents**

The Committee recommended appointment of Victoria Holtzman (Incumbent) and Steven Wincor (Incumbent) as the neutral representatives, Larry Hull (Incumbent) as the landlord representative; Darrold Wagner as the tenant representative for terms ending December 31, 2007; and Cary Silberman as tenant representative for an unexpired term ending December 31, 2006.

**2. CDBG Steering Commission**

The Committee recommended appointment of Jeremy Nishihara as the City Wide representative to a term ending June 30, 2007. The Committee directed the City Clerk to readvertise for the District 5 position.

**3. Early Care and Education Commission**

The Committee recommended appointment of Kathryn Martinez and Maureen Smith to unexpired terms ending June 30, 2007.

**4. Housing Advisory Commission**

The Committee recommended appointment of Tom Fink (Incumbent) as the District 3 representative and Meaalofa Talivaa as the District 7 representative to terms ending December 31, 2007.

**5. Human Rights Commission**

The Committee recommended appointment of Lawrence Boesch, Linda Colar (Incumbent), Frances Lewis-Johnese and John Marienthal to terms ending December 31, 2007; and Stephen Pehanich to an unexpired term ending December 31, 2006.

**6. Library Commission**

The Committee recommended appointment of Catherine Graham to an unexpired term ending June 30, 2007.

**7. Mobile Home Advisory Commission**

The Committee recommended the appointment of Jacques Heffner (Incumbent) to a term ending December 31, 2007. The Committee deferred one appointment to next week's Rules Committee meeting.

**8. Parks and Recreation Commission**

The Committee recommended appointment of Melanie Richardson to an unexpired term ending June 30, 2007.

**9. Senior Citizens Commission**

The Committee recommended appointment of Frances Jones to an unexpired term ending June 30, 2005 with a subsequent 3-year term ending June 30, 2008; and Zhi-Long Zhou to a term ending June 30, 2006.

**10. Small Business Development Commission**

The Committee recommended appointment of James Charles (Incumbent), Spencer Horowitz (Incumbent), Gopi Niduvadan (Incumbent) and Rudy Rodriguez to terms ending December 31, 2007; Jordan Dancer to an unexpired term ending December 31, 2005 and Alkesh Desai to an unexpired term ending December 21, 2006.

**G. Rules Committee Reviews, Recommendations and Approvals**

**1. Military Reservist Benefits**

Documents Filed: Memorandum from Council Member Chuck Reed, dated November 8, 2004, regarding discussion and action on military leave policy for members of the Reserves and National Guard.

Discussion/Action: Administration advised the Committee that a comprehensive report on Military Reservist Benefits will be presented to the City Council on December 13, 2004.

**2. Red Curb Standards for Schools**

Documents Filed: Memorandum from James R. Helmer, Director of Transportation, dated November 10, 2004, regarding Red Curb Standards for Schools. [Follow up from 11-3-04 Rules Committee, Item E, Public Record, Letter from Glen Wetzel dated 10-18-04]

Discussion/Action: Laura Wells, Division Manager of Neighborhood Traffic Management for the Department of Transportation, explained the need for each potential red curb location to be studied on a case-by-case basis in order to factor in all circumstances for each location instead of a 'one size fits all' policy. Staff assured the Committee that they communicated with Mr. Wetzel. The Committee recommended that if there are any outstanding issues, that they be referred to the Building Better Transportation Committee.

**H. Oral Communications**

There were none.

**I. Adjournment**

The meeting adjourned at 2:25 p.m.

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Dave Cortese, Vice-Chair  
Rules/Agency Rules Committee